THE HON'BLE MR JUSTICE N.V.RAMANA

WRIT PETITION No.4767 of 2007

Dated 17-12-2007

Between:
Muneer Ahmed.

..... PETITIONER

AND

The Divisional Engineer, City I Mint Compound, Hyderabad and another.

.....RESPONDENTS

THE HON'BLE MR JUSTICE N.V.RAMANA

WRIT PETITION No.4767 of 2007

ORDER:

This writ petition is filed seeking a direction to the second respondent not to disconnect the power supply to the petitioner's service connection No.D1-2917.

The petitioner is the tenant of the premises bearing No.3-6-140/6. While so, the respondents issued the impugned notice dated 16-02-2007 to the petitioner/tenant, instead of one Mahaboobunnisa Begum, the original owner of the premises in question, demanding him to pay the arrears of Rs.23,553/- in respect of service connection No.D1-615, within seven days, or else the power supply to petitioner's service connection No.D1-2917 would be disconnected.

In the counter affidavit filed by the respondents, it is admitted that the petitioner is not the owner of the house, that the service connections bearing Nos. D1-615 and D1-2917 stand in the name of the owner of the house and that the owner committed default in payment of arrears. It is further stated that the impugned notice was issued to the petitioner only with a view to inform to the owner of the premises of the arrears payable.

Admittedly, as the petitioner is the tenant, issuance of notice to the petitioner is not proper. If the owner of the premises committed default in payment of arrears, the respondents are at liberty to issue notice to the owner and in the event of non-payment of dues by her, they are at liberty to take appropriate action in accordance with law.

With the above observation, the Writ Petition is disposed of.

No order as to costs.

17-12-2007

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